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Attorneys for Plaintiff
Rony David Murcia Castillo

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

RONY DAVID MURCIA CASTILLO,

Plaintiff,

v.

UNITED STATES; DOES 1-30,

Defendants.

Case No. 3:21-cv-04720 SBA

**STIPULATION AND ORDER
CONTINUING (1) ADR DEADLINE AND
(2) ASSOCIATED DEADLINES**

STIPULATION

Pursuant to Civil Local Rule 7-12, Plaintiff, Rony David Murcia Castillo, and Defendant, United States of America, (“the Parties”) jointly submit this stipulation to continue the ADR deadline from March 31, 2022 to May 16, 2022.

1. On September 16, 2021, the Parties stipulated to a settlement conference with a magistrate judge, to be completed by January 31, 2022, or as soon thereafter as the assigned magistrate judge’s schedule allows. *See* Civil Minute Order (ECF No. 11).

2. On September 24, 2021, Magistrate Judge Donna Ryu was assigned as the settlement judge, and the settlement conference was scheduled for February 4, 2022. (ECF Nos. 12-13).

3. Due to a scheduling conflict, Plaintiff’s counsel was unavailable on February 4, 2022. As such, the Parties sought and were granted leave to continue the settlement conference to March 14, 2021.

4. At this time, discovery is ongoing and Defendant has been undertaking good faith efforts to complete the discovery necessary in order to have a meaningful settlement conference. Unfortunately, Defendant only received Plaintiff’s medical records related to the incident on February 25, 2022. Due to this delay, Defendant has been unable to determine what experts it needs to retain and unable to determine whether an IME is necessary. Notwithstanding this delay, Plaintiff’s deposition was commenced on March 1, 2022.

5. Continuing the settlement conference 30 days will allow for Defendant to complete the remaining discovery necessary to meaningfully engage in the settlement conference. To that end, the Parties informed Judge Ryu of the request to continue the settlement conference on February 28, 2022.

6. On March 1, 2022, the Parties were notified that Judge Ryu is available to continue the settlement conference to May 9, 2022 at 1:00 p.m. and will do so provided the Parties submit a Stipulation and Proposed Order to Your Honor to extend the settlement conference completion deadline.

7. As such, it is hereby stipulated by and between the Parties to continue the deadline to complete the settlement conference in this matter to a date no later than May 9, 2022. The parties further agree that within 14 days of completing

1 the settlement conference, the parties shall meet and confer and file either a stipulated proposed
2 pretrial schedule or a joint statement setting forth their respective positions on scheduling
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4 Respectfully submitted,
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6 DATED: March 2, 2022

WELTIN, STREB, & WELTIN, LLP

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8 By: /s/ Michael Villeggiante

MICHAEL VILLEGGIANTE

Attorneys for Plaintiff
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11 DATED: March 2, 2022

STEPHANIE M. HINDS

United States Attorney
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13 By: /s/ Valerie E. Smith

VALERIE E. SMITH

Assistant United States Attorney

Attorney for Defendant
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18 **In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty of
19 perjury that counsel for Defendant has concurred in the filing of this document.
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ORDER

Pursuant to Stipulation, the parties shall complete a settlement conference with Magistrate Judge Donna M. Ryu by May 9, 2022, or as soon thereafter as the assigned magistrate judge's schedule allows.

Deadlines associated with the settlement conference shall be moved accordingly. Within 14 days of completing the settlement conference, the parties shall meet and confer and file either a stipulated proposed pretrial schedule or a joint statement setting forth their respective positions on scheduling.

[In addition, the Court makes the further orders stated below:]

IT IS SO ORDERED.

Dated: 4/15/2022



RS

Richard Seeborg for Sandra B. Armstrong
UNITED STATES DISTRICT